

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF NEW YORK

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9384-2557 QUÉBEC INC., a Canadian corporation;  
MINEDMAP, INC., a Nevada corporation; and SERENITY  
ALPHA, LLC, a Nevada limited liability, and other similarly  
situated individuals,

Plaintiffs,

-against-

**NOTICE OF MOTION TO  
DISMISS**

NORTHWAY MINING, LLC, a New York limited liability  
company; MICHAEL MARANDA, an individual; MICHAEL  
CARTER, an individual; CSX4236 MOTORCYCLE  
SALVAGE, LLC, a New York limited liability company;  
DROR SVORAI, an individual; MINING POWER GROUP,  
INC., a Florida corporation; HUDSON DATA CENTER, INC,  
a New York Corporation, MICHAEL MARANDA, LLC, a  
New York Limited liability company; PORTER KING HILL  
CONTRACTING, LLC, COINMINT, LLC, a Delaware limited  
liability company,

Civ. Action No.: 1:19-CV-00501-  
TJM-CFH

Defendants.

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**PLEASE TAKE NOTICE**, that defendant MICHAEL CARTER, by and through his  
undersigned attorney, will move this Court for an Order granting the relief described below, at the time  
and place set forth below:

**Moving Party:** Defendant Michael Carter

**Motion Directed To:** Hon. Thomas J. McAvoy, District Court Judge

**Motion Date:** **SEPTEMBER 14, 2020** at 10:00 a.m., at the James T. Foley  
Courthouse, United States District Court for the Northern District of  
New York, 445 Broadway, Albany, N.Y. 12207

**Relief Sought:** Dismissal of the First Amended Complaint as against defendant  
Michael Carter pursuant to Rule 12(b)(6) of the Federal Rules of Civil  
Procedure and Local Rule 7.1(b), together with such other relief in  
favor of the Defendant as the Court deems just and proper

**Supporting Papers:** The papers offered in support of the motion are the Memorandum of  
Law in Support of the Motion to Dismiss filed herewith.

**PLEASE TAKE FURTHER NOTICE**, that pursuant to Local Rule 7.1(b), the party opposing the motion must file its opposition papers with the Court and serve them upon the undersigned not less than **seventeen (17) days prior** to the above-listed Motion Date. The defendant intends to serve and file reply papers.

Dated: Troy, New York  
August 7, 2020

Respectfully submitted,

E. STEWART JONES HACKER MURPHY LLP

/s/ Benjamin F. Neidl  
By: Benjamin F. Neidl  
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Michael Carter*  
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